

Senate Amendment 5257

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1 1 Amend Senate File 2272, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, by inserting before line 1 the
1 4 following:
1 5 <DIVISION I
1 6 PRACTITIONER, STUDENT, AND SCHOOL-RELATED MATTERS
1 7 Section 1. Section 235A.15, subsection 2,
1 8 paragraph e, subparagraph (9), Code Supplement 2005,
1 9 is amended to read as follows:
1 10 (9) To the board of educational examiners created
1 11 under chapter 272 for purposes of determining whether
1 12 a ~~practitioner's license, certificate, or~~
1 13 ~~authorization~~ should be issued, denied, or revoked.
1 14 Sec. 2. Section 235B.6, subsection 2, paragraph e,
1 15 Code Supplement 2005, is amended by adding the
1 16 following new subparagraph:
1 17 NEW SUBPARAGRAPH. (12) To the board of
1 18 educational examiners created under chapter 272 for
1 19 purposes of determining whether a license,
1 20 certificate, or authorization should be issued,
1 21 denied, or revoked.
1 22 Sec. 3. Section 256.7, subsection 21, paragraph c,
1 23 Code Supplement 2005, is amended to read as follows:
1 24 c. A requirement that all school districts and
1 25 accredited nonpublic schools annually report to the
1 26 department and the local community the district-wide
1 27 progress made in attaining student achievement goals
1 28 on the academic and other core indicators and the
1 29 district-wide progress made in attaining locally
1 30 established student learning goals. The school
1 31 districts and accredited nonpublic schools shall
1 32 demonstrate the use of multiple assessment measures in
1 33 determining student achievement levels. The school
1 34 districts and accredited nonpublic schools shall also
1 35 report the number of students who ~~enter ninth grade~~
1 36 ~~but do not graduate from the school or school~~
1 37 ~~district, utilizing the definition of graduation rate~~
1 38 ~~specified by the national governors association; the~~
1 39 ~~number of students who drop out of school; the number~~
1 40 ~~of students pursuing a high school equivalency diploma~~
1 41 ~~pursuant to chapter 259A; the number of students who~~
1 42 ~~were enrolled in the district within the past five~~
1 43 ~~years and who received a high school equivalency~~
1 44 ~~diploma; the percentage of students who receive a high~~
1 45 ~~school diploma and who were not proficient in reading,~~
1 46 ~~mathematics, and science in grade eleven; the number~~
1 47 ~~of students in the prior year who were enrolled as~~
1 48 ~~high school juniors who are within four units of~~
1 49 ~~meeting the district's graduation requirements; the~~
1 50 number of students who are tested and the percentage
2 1 of students who are so tested annually; and the
2 2 percentage of students who graduated during the prior
2 3 school year and who completed a core curriculum. The
2 4 board shall develop and adopt uniform definitions
2 5 consistent with the federal No Child Left Behind Act
2 6 of 2001, Pub. L. No. 107-110 and any federal
2 7 regulations adopted pursuant to the federal Act. The
2 8 school districts and accredited nonpublic schools may
2 9 report on other locally determined factors influencing
2 10 student achievement. The school districts and
2 11 accredited nonpublic schools shall also report to the
2 12 local community their results by individual attendance
2 13 center.
2 14 Sec. _____. Section 256.7, subsection 26, Code
2 15 Supplement 2005, is amended by striking the subsection
2 16 and inserting in lieu thereof the following:
2 17 26. Set a goal of increasing to eighty percent the
2 18 number of students graduating from all secondary
2 19 schools in school districts in this state who have
2 20 successfully completed the core curriculum recommended
2 21 by the college testing service whose college entrance
2 22 examination is taken by the majority of Iowa's high
2 23 school students. The state goal shall be exclusive of
2 24 students who have special or alternative means for

2 25 satisfying graduation requirements under
2 26 individualized educational plans developed for the
2 27 students. The state board shall require each school
2 28 district to annually report, beginning with the
2 29 2006=2007 school year, the percentage of students
2 30 graduating from high school in the school district who
2 31 complete the core curriculum. The school district
2 32 shall report, in the comprehensive school improvement
2 33 plan submitted in accordance with subsection 21, how
2 34 the district plans to increase the number of students
2 35 completing the recommended core curriculum. Taking
2 36 into consideration the recommendations of the college
2 37 testing service whose college entrance examination is
2 38 taken by the majority of Iowa's high school students,
2 39 beginning with the students in the 2010=2011 school
2 40 year graduating class, the requirements for high
2 41 school graduation for all students in school districts
2 42 shall be four years of English and language arts,
2 43 three years of mathematics, three years of science,
2 44 and three years of social studies.

2 45 Sec. 5. Section 256D.1, subsection 1, paragraph b,
2 46 subparagraph (1), Code 2005, is amended to read as
2 47 follows:

2 48 (1) A school district shall at a minimum
2 49 biannually inform parents of their individual child's
2 50 performance on the diagnostic assessments in
3 1 kindergarten through grade three. If intervention is
3 2 appropriate, the school district shall inform the
3 3 parents of the actions the school district intends to
3 4 take to improve the child's reading skills and provide
3 5 the parents with strategies to enable the parents to
3 6 improve their child's skills. If the diagnostic
3 7 assessments administered in accordance with this
3 8 subsection indicate that a child is reading below
3 9 grade level, the school district shall submit a report
3 10 of the assessment results to the parent, which the
3 11 parent shall sign and return to the school district.
3 12 If the parent does not sign or return the report, the
3 13 school district shall note in the student's record the
3 14 inaction on the part of the parent. The board of
3 15 directors of each school district shall adopt a policy
3 16 indicating the methods the school district will use to
3 17 inform parents of their individual child's
3 18 performance.

3 19 Sec. 6. Section 256D.9, Code Supplement 2005, is
3 20 amended to read as follows:

3 21 256D.9 FUTURE REPEAL.
3 22 This chapter is repealed effective July 1, ~~2006~~
3 23 2007.

3 24 Sec. 7. Section 256F.1, subsection 2, Code 2005,
3 25 is amended to read as follows:

3 26 2. A charter school may be established by creating
3 27 a new school within an existing public school or
3 28 converting an existing public school to charter status
3 29 under section 256F.3, subsections 2 through 6, or by
3 30 creating a charter magnet school under section 256F.3,
3 31 subsection 6A.

3 32 Sec. 8. Section 256F.2, subsection 3, Code 2005,
3 33 is amended to read as follows:

3 34 3. "Charter school" means a state public charter
3 35 school operated as a pilot program. "Charter school"
3 36 also means a charter magnet school as described in
3 37 section 256F.3, subsection 6A.

3 38 Sec. 9. Section 256F.2, Code 2005, is amended by
3 39 adding the following new subsection:

3 40 NEW SUBSECTION. 4B. "Public postsecondary
3 41 institution" means a community college established
3 42 under chapter 260C or an institution of higher
3 43 education governed by the state board of regents.

3 44 Sec. 10. Section 256F.3, subsection 1, Code 2005,
3 45 is amended to read as follows:

3 46 1. The state board of education shall apply for a
3 47 federal grant under Pub. L. No. 107=110, cited as the
3 48 federal No Child Left Behind Act of 2001 (Title V,
3 49 Part B, Subpart 1), for purposes of providing
3 50 financial assistance for the planning, program design,
4 1 and initial implementation of public charter schools.
4 2 However, if federal funds are no longer available for
4 3 purposes of this chapter, the state board may continue
4 4 to approve charter school applications. The
4 5 department shall initiate a pilot program to test the

4 6 effectiveness of charter schools and shall implement
4 7 the applicable provisions of this chapter. The state
4 8 board shall monitor and review charter school progress
4 9 on the comprehensive school improvement plan and
4 10 student achievement goals established by a charter
4 11 school pursuant to section 256F.4 and on the
4 12 performance goals and objectives described pursuant to
4 13 section 256F.5.

4 14 Sec. 11. Section 256F.3, subsection 6, Code 2005,
4 15 is amended to read as follows:

4 16 6. Upon approval of an application for the
4 17 proposed establishment of a charter school, the school
4 18 board shall submit an application for approval to
4 19 establish the charter school to the state board in
4 20 accordance with section 256F.5. ~~The~~

4 21 6A. A public postsecondary institution may apply
4 22 to the state board for approval to establish a junior-
4 23 senior high or a senior high charter magnet school.

4 24 The application submitted by a public postsecondary
4 25 institution shall meet the requirements of subsection
4 26 6B. In addition to the purposes set forth in section
4 27 256F.1, subsection 3, a charter magnet school shall
4 28 provide students who are enrolled in the charter
4 29 magnet school with a rigorous educational program with
4 30 a specialized focus that will prepare students to
4 31 attain a postsecondary degree. The specialized focus
4 32 of the educational program shall include at least one
4 33 or more of the following subject areas:

4 34 a. Science.

4 35 b. Mathematics.

4 36 c. Engineering.

4 37 d. Computer science.

4 38 e. Biotechnology.

4 39 f. International studies, emphasizing foreign

4 40 languages, social sciences, and communications.

4 41 6B. An application submitted to the state board
4 42 pursuant to this section shall set forth the manner in
4 43 which the charter school will provide special
4 44 instruction, in accordance with section 280.4, to
4 45 students who are limited English proficient. The
4 46 application shall set forth the manner in which the
4 47 charter school will comply with federal and state laws
4 48 and regulations relating to the federal National
4 49 School Lunch Act and the federal Child Nutrition Act
4 50 of 1966, 42 U.S.C. } 1751=1785, and chapter 283A. The
5 1 state board shall approve only those applications that
5 2 meet the requirements specified in section 256F.1,
5 3 subsection 3, and sections 256F.4 and 256F.5. The
5 4 state board may deny an application if the state board
5 5 deems that approval of the application is not in the
5 6 best interest of the affected students. The state
5 7 board shall approve not more than ~~ten~~ twenty charter
5 8 school applications. The state board shall approve
5 9 not more than one charter school application per
5 10 school district. ~~However, if the state board receives~~
5 11 ~~ten or fewer applications as of June 30, 2003, and two~~
5 12 ~~or more of the applications received by the state~~
5 13 ~~board by that date are submitted by one school~~
5 14 ~~district, the state board may approve any or all of~~
5 15 ~~the applications submitted by the school district.~~
5 16 The state board shall adopt rules in accordance with
5 17 chapter 17A for the implementation of this chapter.

5 18 Sec. 12. Section 256F.4, subsection 4, Code 2005,
5 19 is amended to read as follows:

5 20 4. A charter school shall enroll an eligible
5 21 resident student who submits a timely application
5 22 unless the number of applications exceeds the capacity
5 23 of a program, class, grade level, or building. In
5 24 this case, students must be accepted by lot. A
5 25 charter school may enroll an eligible nonresident
5 26 student who submits a timely application in accordance
5 27 with the student admission policy established pursuant
5 28 to section 256F.5, subsection 1.

5 29 a. If the charter school enrolls an eligible
5 30 nonresident student, the charter school shall notify
5 31 the school district and, if applicable, the sending
5 32 district not later than March 1 of the preceding
5 33 school year. Transportation for the student shall be
5 34 in accordance with section 282.18, subsection 10,
5 35 except as provided in paragraph "b". The sending
5 36 district shall make payments to the charter school in

5 37 the manner required under section 282.18, subsection
5 38 7.

5 39 b. Transportation to and from a charter magnet
5 40 school for a student attending the charter magnet
5 41 school shall be provided by the parent or guardian
5 42 without reimbursement. However, if the student meets
5 43 the economic eligibility requirements established by
5 44 the department and state board of education, the
5 45 charter magnet school is responsible for providing
5 46 transportation or paying the pro rata cost of the
5 47 transportation to a parent or guardian for
5 48 transporting the pupil to and from the charter magnet
5 49 school.

5 50 Sec. 13. Section 256F.4, subsection 7, Code 2005,
6 1 is amended to read as follows:

6 2 7. A charter school shall be considered a part of
6 3 the school district in which it is located for
6 4 purposes of state school foundation aid pursuant to
6 5 chapter 257. However, a student enrolled in a charter
6 6 school established pursuant to section 256F.3,
6 7 subsection 6A, shall be counted, for state school
6 8 foundation aid purposes, in the pupil's district of
6 9 residence. A pupil's residence, for purposes of this
6 10 section, means a residence under section 282.1. The
6 11 board of directors of the district of residence shall
6 12 pay to the charter magnet school established pursuant
6 13 to section 256F.3, subsection 6A, the state cost per
6 14 pupil for the previous school year, plus any moneys
6 15 received for the pupil as a result of the non-English
6 16 speaking weighting under section 280.4, subsection 3,
6 17 for the previous school year multiplied by the state
6 18 cost per pupil for the previous year. If the student
6 19 enrolled in the charter magnet school is also an
6 20 eligible pupil under chapter 261C, the receiving
6 21 district shall pay the tuition reimbursement amount to
6 22 an eligible postsecondary institution as provided in
6 23 section 261C.6.

6 24 Sec. 14. Section 256F.4, Code 2005, is amended by
6 25 adding the following new subsection:

6 26 NEW SUBSECTION. 9. A charter magnet school
6 27 established pursuant to section 256F.3, subsection 6A,
6 28 shall establish graduation requirements and may award
6 29 diplomas to students who meet the graduation
6 30 requirements established.

6 31 Sec. 15. Section 256F.5, subsection 4, Code 2005,
6 32 is amended to read as follows:

6 33 4. The method for appointing or forming an
6 34 advisory council for the charter school. The
6 35 membership of an advisory council appointed or formed
6 36 in accordance with this chapter shall not include more
6 37 than one member of the school board if the charter
6 38 school is established pursuant to section 256F.3,
6 39 subsections 2 through 6.

6 40 Sec. 16. Section 256F.6, subsections 1 and 3, Code
6 41 2005, are amended to read as follows:

6 42 1. An approved charter school application shall
6 43 constitute an agreement, the terms of which shall, at
6 44 a minimum, be the terms of a four-year enforceable,
6 45 renewable contract between the school board or a
6 46 public postsecondary institution and the state board.
6 47 The contract shall include an operating agreement for
6 48 the operation of the charter school. The terms of the
6 49 contract may be revised at any time with the approval
6 50 of both the state board and the school board or the
7 1 public postsecondary institution, whether or not the
7 2 stated provisions of the contract are being fulfilled.
7 3 The charter school shall provide parents and guardians
7 4 of students enrolled in the charter school with a copy
7 5 of the charter school application approved pursuant to
7 6 section 256F.5.

7 7 3. The state board of education shall provide by
7 8 rule for the ongoing review of a school board's or
7 9 public postsecondary institution's compliance with a
7 10 contract entered into in accordance with this chapter.

7 11 Sec. 17. Section 256F.7, subsections 2 and 3, Code
7 12 2005, are amended to read as follows:

7 13 2. The school board, or the public postsecondary
7 14 institution if the charter school is established
7 15 pursuant to section 256F.3, subsection 6A, in
7 16 consultation with the advisory council, shall decide
7 17 matters related to the operation of the school,

7 18 including budgeting, curriculum, and operating
7 19 procedures.
7 20 3. Employees of a charter school shall be
7 21 considered employees of the school district, or if the
7 22 charter school is established pursuant to section
7 23 256F.3, subsection 6A, the public postsecondary
7 24 institution. However, sections 279.12 through 279.19
7 25 and section 279.27 shall apply to employees of a
7 26 charter school if the employees are licensed by the
7 27 board of educational examiners under chapter 272 and
7 28 the charter school is established pursuant to section
7 29 256F.3, subsection 6A. In applying those sections in
7 30 chapter 279, references to the board of directors of a
7 31 school district shall be interpreted to apply to the
7 32 public postsecondary institution.
7 33 Sec. 18. Section 256F.8, subsection 1, unnumbered
7 34 paragraph 1, Code 2005, is amended to read as follows:
7 35 A contract for the establishment of a charter
7 36 school may be revoked by the state board or the school
7 37 board or public postsecondary institution that
7 38 established the charter school if the appropriate
7 39 board determines that one or more of the following
7 40 occurred:
7 41 Sec. 19. Section 256F.8, subsections 2, 3, 4, 6,
7 42 and 7, Code 2005, are amended to read as follows:
7 43 2. The decision by a school board or public
7 44 postsecondary institution to revoke or to fail to take
7 45 action to renew a charter school contract is subject
7 46 to appeal under procedures set forth in chapter 290.
7 47 3. A school board or public postsecondary
7 48 institution considering revocation or nonrenewal of a
7 49 charter school contract shall notify the advisory
7 50 council, the parents or guardians of the students
8 1 enrolled in the charter school, and the teachers and
8 2 administrators employed by the charter school, sixty
8 3 days prior to revoking or the date by which the
8 4 contract must be renewed, but not later than the last
8 5 day of classes in the school year.
8 6 4. If the state board determines that a charter
8 7 school is in substantial violation of the terms of the
8 8 contract, the state board shall notify the school
8 9 board or the public postsecondary institution and the
8 10 advisory council of its intention to revoke the
8 11 contract at least sixty days prior to revoking a
8 12 contract and the school board or the public
8 13 postsecondary institution shall assume oversight
8 14 authority, operational authority, or both oversight
8 15 and operational authority. The notice shall state the
8 16 grounds for the proposed action in writing and in
8 17 reasonable detail. The school board or the public
8 18 postsecondary institution may request in writing an
8 19 informal hearing before the state board within
8 20 fourteen days of receiving notice of revocation of the
8 21 contract. Upon receiving a timely written request for
8 22 a hearing, the state board shall give reasonable
8 23 notice to the school board or the public postsecondary
8 24 institution of the hearing date. The state board
8 25 shall conduct an informal hearing before taking final
8 26 action. Final action to revoke a contract shall be
8 27 taken in a manner least disruptive to students
8 28 enrolled in the charter school. The state board shall
8 29 take final action to revoke or approve continuation of
8 30 a contract by the last day of classes in the school
8 31 year. If the final action to revoke a contract under
8 32 this section occurs prior to the last day of classes
8 33 in the school year, a charter school student may
8 34 enroll in the resident district.
8 35 6. A school board or public postsecondary
8 36 institution revoking a contract or a school board or
8 37 public postsecondary institution or advisory council
8 38 that fails to renew a contract under this chapter is
8 39 not liable for that action to the charter school, a
8 40 student enrolled in the charter school or the
8 41 student's parent or guardian, or any other person.
8 42 7. In the case of a revocation or a nonrenewal of
8 43 the charter, the school board or public postsecondary
8 44 institution is exempt from the state board's "Barker
8 45 guidelines", as provided in 1 D.P.I. App. Dec. 145
8 46 (1977).
8 47 Sec. 20. Section 256F.10, subsection 1, Code 2005,
8 48 is amended to read as follows:

8 49 1. A charter school shall report at least annually
8 50 to the school board or the public postsecondary
9 1 institution, as applicable, advisory council, and the
9 2 state board the information required by the school
9 3 board or the public postsecondary institution, as
9 4 applicable, advisory council, or the state board. The
9 5 reports are public records subject to chapter 22.
9 6 Sec. 21. Section 260C.14, Code 2005, is amended by
9 7 adding the following new subsection:
9 8 NEW SUBSECTION. 21. Request that a student
9 9 pursuing or receiving a high school equivalency
9 10 diploma provide to the community college the student's
9 11 school district of residence and the last year the
9 12 student was enrolled in the school district of
9 13 residence. The community college shall annually
9 14 report the information available to the community
9 15 college pursuant to this subsection to the school
9 16 district of residence.
9 17 Sec. 22. Section 272.2, Code 2005, is amended by
9 18 adding the following new subsection:
9 19 NEW SUBSECTION. 17. Adopt rules to require that a
9 20 background investigation be conducted by the division
9 21 of criminal investigation of the department of public
9 22 safety on all initial applicants for licensure. The
9 23 board shall also require all initial applicants to
9 24 submit a completed fingerprint packet and shall use
9 25 the packet to facilitate a national criminal history
9 26 background check. The board shall have access to, and
9 27 shall review the sex offender registry information
9 28 under section 692A.13, the central registry for child
9 29 abuse information established under chapter 235A, and
9 30 the dependent adult abuse records maintained under
9 31 chapter 235B for information regarding applicants for
9 32 license renewal.
9 33 Sec. 23. Section 272.3, unnumbered paragraph 1,
9 34 Code 2005, is amended to read as follows:
9 35 The board of educational examiners consists of
9 36 eleven members. Two must be members of the general
9 37 public and the remaining nine must be licensed
9 38 practitioners. One of the public members shall ~~also~~
9 39 ~~be the director of the department of education, or the~~
9 40 ~~director's designee have served on a school board.~~
9 41 ~~The other public member members shall be a person who~~
9 42 ~~does not hold never have held a practitioner's~~
9 43 ~~license, but has shall have a demonstrated interest in~~
9 44 ~~education. One of the licensed practitioners shall be~~
9 45 ~~the director of the department of education or the~~
9 46 ~~director's designee. The nine remaining eight~~
9 47 practitioners shall be selected from the following
9 48 areas and specialties of the teaching profession:
9 49 Sec. 24. Section 272.3, unnumbered paragraph 2,
9 50 Code 2005, is amended to read as follows:
10 1 A majority of the licensed practitioner members
10 2 shall be nonadministrative practitioners. Four of the
10 3 members shall be administrators. Membership of the
10 4 board shall comply with the requirements of sections
10 5 69.16 and 69.16A. A quorum of the board shall consist
10 6 of six members. ~~The director of the department of~~
10 7 ~~education Members shall serve as the elect a~~
10 8 chairperson of the board. Members, except for the
10 9 director of the department of education, shall be
10 10 appointed by the governor ~~and the appointments are~~
10 11 subject to confirmation by the senate.
10 12 Sec. 25. Section 272.29, Code Supplement 2005, is
10 13 amended to read as follows:
10 14 272.29 ANNUAL ADMINISTRATIVE RULES REVIEW.
10 15 The executive director shall annually review the
10 16 administrative rules adopted pursuant to this chapter
10 17 and related state laws. The executive director shall
10 18 ~~annually~~ submit the executive director's findings and
10 19 recommendations in a report every three years to the
10 20 board and the chairpersons and ranking members of the
10 21 senate and house standing committees on education and
10 22 the joint appropriations subcommittee on education by
10 23 January 15.
10 24 Sec. 26. Section 279.61, Code Supplement 2005, is
10 25 amended to read as follows:
10 26 279.61 STUDENT PLAN FOR PROGRESS TOWARD UNIVERSITY
10 27 ADMISSIONS == REPORT.
10 28 1. For the school year beginning July 1, 2006, and
10 29 each succeeding school year, the board of directors of

10 30 each school district shall cooperate with each student
10 31 enrolled in grade eight to develop for the student a
10 32 core curriculum plan to guide the student toward the
10 33 goal of successfully completing, at a minimum, the
10 34 model core curriculum developed by the state board of
10 35 education pursuant to section 256.7, subsection 26, by
10 36 the time the student graduates from high school. The
10 37 plan shall include career options and shall identify
10 38 the coursework needed in grades nine through twelve to
10 39 support the student's postsecondary education and
10 40 career options. If the pupil is under eighteen years
10 41 of age, the pupil's parent or guardian shall sign the
10 42 core curriculum plan developed with the student and
10 43 the signed plan shall be included in the student's
10 44 records.

10 45 2. For the school year beginning July 1, 2006, and
10 46 each succeeding school year, the board of directors of
10 47 each school district shall report annually to each
10 48 student enrolled in grades nine through twelve in the
10 49 school district, and, if the student is under the age
10 50 of eighteen, to each student's parent or guardian, the

11 1 student's progress toward meeting the goal of
11 2 successfully completing the model core curriculum
11 3 developed by the state board of education pursuant to
11 4 section 256.7, subsection 26.

11 5 Sec. 27. NEW SECTION. 279.63 FINANCIAL REPORT.

11 6 1. The board of directors of each public school
11 7 district shall develop, maintain, and distribute a
11 8 financial report on an annual basis. The objective of
11 9 the financial report shall be to facilitate public
11 10 access to a variety of information and statistics
11 11 relating to the education funding received by the
11 12 school district, enrollment and employment figures,
11 13 and additional information.

11 14 2. The financial report shall contain, at a
11 15 minimum, information relating to the following:

11 16 a. All property tax levies, income surtaxes, and
11 17 local option sales taxes in place in the school
11 18 district, listed by type of levy, rate, amount,
11 19 duration, and notification of the maximum rate and
11 20 amount limitations permitted by statute.

11 21 b. The amount of funding received on a per pupil
11 22 basis through the operation of the school finance
11 23 formula, and from any other state appropriation or
11 24 state funding source.

11 25 c. Federal funding received per student or teacher
11 26 population targeted to receive the funds, and any
11 27 other federal grants or funding received by the
11 28 district.

11 29 d. Teacher and administrator minimum, maximum, and
11 30 average salary paid by the district, and the
11 31 percentage and dollar increase under teacher and
11 32 administrator salary and benefits settlement
11 33 agreements.

11 34 e. Teacher and administrator health insurance and
11 35 other alternative health benefit information,
11 36 including the monthly premium, the percentage of the
11 37 premium paid by the district, and the percentage of
11 38 the premium paid by a teacher or administrator for
11 39 single and family insurance.

11 40 f. Teacher and administrator employment
11 41 statistics, including the annual number of licensed
11 42 full-time and part-time teachers and administrators
11 43 employed by the school district during the preceding
11 44 five years, and including the number of teachers and
11 45 administrators no longer employed by the district, and
11 46 new hires.

11 47 g. Student enrollment levels during the preceding
11 48 five years, including regular enrollment, special
11 49 education enrollment, and enrollment adjustments made
11 50 pursuant to supplementary weighting.

12 1 h. Such additional information as the school
12 2 district may determine.

12 3 3. Copies of a school district's financial report
12 4 for the previous school year shall be posted on an
12 5 internet website maintained by the school district at
12 6 the beginning of the school year. If the school
12 7 district does not maintain or develop a website, the
12 8 school district shall either distribute or post
12 9 written copies of the financial report at specified
12 10 locations throughout the school district.

12 11 Sec. 28. NEW SECTION. 298.6 PUBLIC DISCLOSURE OF
12 12 OUTSTANDING LEVIES.

12 13 The board of directors of a school district shall,
12 14 prior to certifying any levy by board approval, or
12 15 submitting a levy for voter approval, facilitate
12 16 public access to a complete listing of all outstanding
12 17 levies within the school district by rate, amount,
12 18 duration, and the applicable maximum levy limitations.
12 19 The information relating to outstanding levies shall
12 20 be posted on an internet website maintained by the
12 21 school district at the beginning of the school year,
12 22 and updated prior to board approval or submission for
12 23 voter approval of any levy during the school year. If
12 24 the school district does not maintain or develop a
12 25 website, the school district shall either distribute
12 26 or post written copies of the listing at specified
12 27 locations throughout the school district.

12 28 Sec. 29. TRANSITIONAL PROVISION == MEMBERS' TERMS
12 29 ON THE BOARD OF EDUCATIONAL EXAMINERS. The two public
12 30 members serving on the board of educational examiners
12 31 on the effective date of this Act shall continue to
12 32 serve as public members of the board until April 30,
12 33 2007. On May 1, 2007, the director of the department
12 34 of education shall commence service on the board as a
12 35 licensed practitioner.

12 36 Sec. 30. EFFECTIVE DATE. The sections of this
12 37 division of this Act amending sections 256F.1 through
12 38 256F.8 and 256F.10, being deemed of immediate
12 39 importance, take effect upon enactment.

12 40 DIVISION II
12 41 EDUCATION ADMINISTRATION>

12 42 #2. Page 1, by striking lines 21 and 22 and
12 43 inserting the following: <services, available to
12 44 children attending nonpublic schools in the same
12 45 manner and to the same extent that they>.

12 46 #3. Page 4, by striking lines 4 through 17.

12 47 #4. Page 6, line 7, by inserting before the word
12 48 <The> the following: <1.>

12 49 #5. Page 6, by inserting after line 25 the
12 50 following:

13 1 <2. Beginning January 15, 2007, the department
13 2 shall submit an annual report to the chairpersons and
13 3 ranking members of the senate and house education
13 4 committees that includes the ways school districts in
13 5 the previous school year used modified allowable
13 6 growth approved under subsection 1; identifies, by
13 7 grade level, age, and district size, the students in
13 8 the dropout and dropout prevention programs for which
13 9 the department approves a request; describes school
13 10 district progress toward increasing student
13 11 achievement and attendance for the students in the
13 12 programs; and describes how the school districts are
13 13 using the revenues from the modified allowable growth
13 14 to improve student achievement among minority
13 15 subgroups.>

13 16 #6. Page 7, by striking lines 4 through 30.

13 17 #7. By striking page 10, line 29, through page 11,
13 18 line 22.

13 19 #8. By striking page 15, line 12 through page 16,
13 20 line 23.

13 21 #9. Page 17, by striking lines 7 through 14 and
13 22 inserting the following: <receiving district is not
13 23 subject to appeal.>

13 24 #10. Page 17, by striking line 16 and inserting
13 25 the following: <Supplement 2005, is amended by
13 26 striking the paragraph and inserting in lieu thereof
13 27 the following:

13 28 c. If a resident district believes that a
13 29 receiving district is violating this subsection, the
13 30 resident district may, within fifteen days after board
13 31 action by the receiving district, submit an appeal to
13 32 the director of the department of education.

13 33 The director, or the director's designee, shall
13 34 attempt to mediate the dispute to reach approval by
13 35 both boards as provided in section 282.18, subsection
13 36 16. If approval is not reached under mediation, the
13 37 director or the director's designee shall conduct a
13 38 hearing and shall hear testimony from both boards.
13 39 Within ten days following the hearing, the director
13 40 shall render a decision upholding or reversing the
13 41 decision by the board of the receiving district.

13 42 Within five days of the director's decision, the board
13 43 may appeal the decision of the director to the state
13 44 board of education under the procedures set forth in
13 45 chapter 290.>

13 46 #11. Page 17, by inserting before line 17 the
13 47 following:

13 48 <Sec. _____. Section 282.18, subsection 9,
13 49 unnumbered paragraph 2, Code Supplement 2005, is
13 50 amended to read as follows:

14 1 If a request to transfer is due to a change in
14 2 family residence, change in the state in which the
14 3 family residence is located, a change in a child's
14 4 parents' marital status, a guardianship proceeding,
14 5 placement in foster care, adoption, participation in a
14 6 foreign exchange program, or participation in a
14 7 substance abuse or mental health treatment program,
14 8 and the child, who is the subject of the request, is
14 9 enrolled in any grade from kindergarten through grade

~~14 10 twelve at the time of the request and is not currently~~
14 11 using any provision of open enrollment, the parent or
14 12 guardian of the child shall have the option to have
14 13 the child remain in the child's original district of
14 14 residence under open enrollment with no interruption
14 15 in the child's kindergarten through grade twelve
14 16 educational program. If a parent or guardian
14 17 exercises this option, the child's new district of
14 18 residence is not required to pay the amount calculated
14 19 in subsection 7, until the start of the first full
14 20 year of enrollment of the child.>

14 21 #12. Page 19, by inserting after line 2 the
14 22 following:

14 23 <Sec. _____. NEW SECTION. 299A.11 STUDENT RECORDS
14 24 CONFIDENTIAL.

14 25 Notwithstanding any provision of law or rule to the
14 26 contrary, personal information in records regarding a
14 27 child receiving competent private instruction pursuant
14 28 to this chapter, which are maintained, created,
14 29 collected, or assembled by or for a state agency,
14 30 shall be kept confidential in the same manner as
14 31 personal information in student records maintained,
14 32 created, collected, or assembled by or for a school
14 33 corporation or educational institution in accordance
14 34 with section 22.7, subsection 1.>

14 35 #13. Page 21, by inserting after line 28 the
14 36 following:

14 37 <Sec. _____. Section 423E.1, subsection 3, Code
14 38 2005, is amended to read as follows:

14 39 3. Local sales and services tax moneys received by
14 40 a county for school infrastructure purposes pursuant
14 41 to this chapter shall be utilized for school
14 42 infrastructure needs or property tax relief. For
14 43 purposes of this chapter, "school infrastructure"
14 44 means those activities for which a school district is
14 45 authorized to contract indebtedness and issue general
14 46 obligation bonds under section 296.1, except those
14 47 activities related to a teacher's or superintendent's
14 48 home or homes. These activities include the
14 49 construction, reconstruction, repair, demolition work,
14 50 purchasing, or remodeling of schoolhouses, stadiums,
15 1 gyms, fieldhouses, and bus garages and the procurement
15 2 of schoolhouse construction sites and the making of
15 3 site improvements and those activities for which
15 4 revenues under section 298.3 or 300.2 may be spent. A
15 5 school district that uses local sales and services tax
~~15 6 moneys for school infrastructure shall comply with the~~
~~15 7 state building code in the absence of a local building~~
~~15 8 code.~~ Additionally, "school infrastructure" includes
15 9 the payment or retirement of outstanding bonds
15 10 previously issued for school infrastructure purposes
15 11 as defined in this subsection, and the payment or
15 12 retirement of bonds issued under section 423E.5.>

15 13 #14. Page 22, by inserting after line 6 the
15 14 following:

15 15 <Sec. _____. 2005 Iowa Acts, chapter 179, section
15 16 82, is amended to read as follows:

15 17 SEC. 82. 2005 Iowa Acts, House File 739, if
15 18 enacted, is amended by adding the following new
15 19 section:

15 20 NEW SECTION. Sec. _____. EFFECTIVE DATE. The
15 21 section of this Act amending section 262.9 to
15 22 establish a research triangle and clearinghouse takes

15 23 effect July 1, ~~2006~~ 2007.>
15 24 #15. Page 22, by inserting after line 9 the
15 25 following:
15 26 <Sec. ____ EFFECTIVE DATE. The section of this
15 27 Act amending 2005 Iowa Acts, chapter 179, section 82,
15 28 being deemed of immediate importance, takes effect
15 29 upon enactment.>
15 30 #16. Page 22, by striking lines 10 through 12.
15 31 #17. Title page, line 2, by inserting before the
15 32 word <and> the following: <the board of educational
15 33 examiners,>.
15 34 #18. Title page, by striking line 3 and inserting
15 35 the following: <boards.>
15 36 #19. By renumbering, relettering, or redesignating
15 37 and correcting internal references as necessary.
15 38 SF 2272.H
15 39 kh/es/25